

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

RICHARD J. ISOLDE, Individually And On
Behalf Of All Others Similarly Situated,

Plaintiff,

v.

TRINITY INDUSTRIES, INC., TIMOTHY R.
WALLACE, AND JAMES E. PERRY,

Defendants.

Case No. 3:15-cv-2093

Judge Ed Kinkeade

**THE DEPARTMENT OF THE TREASURY OF THE STATE OF NEW JERSEY AND
ITS DIVISION OF INVESTMENT’S RESPONSE TO MOTION TO CONSOLIDATE**

The Department of the Treasury of the State of New Jersey and Its Division of Investment (“New Jersey”), which has a pending application to be appointed Lead Plaintiff in this action, and has been appointed Lead Plaintiff in *Nemky v. Trinity Industries, Inc., et al.* (Case 3:15-cv-3537-K), submits this letter in response to the Plumbers and Pipefitters National Pension Fund and United Association Local Union Officers & Employees Pension Fund’s (the “Plumbers Pension Funds”) motion to consolidate this action and the *Nemky* matter, which are both pending before Your Honor.

In their motion, the Plumbers Pension Funds note that their counsel communicated their intent to move to consolidate of the cases. As Lead Plaintiff in the *Nemky* matter and applicant for Lead Plaintiff here, New Jersey recognizes its obligation to carefully consider the impact of such a motion, and we asked to review the application to determine whether consent would be appropriate. Having now had the opportunity to review the filings, New Jersey consents to the consolidation of the matters.

Dated: November 25, 2015

Respectfully Submitted,

/s/ David Folsom

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CERTIFICATE OF SERVICE

I hereby certify that on this day, November 25, 2015, I electronically filed the above Response by the Department of the Treasury of the State of New Jersey and its Division of Investment to the Motion to Consolidate filed by the Plumbers and Pipefitters National Pension Fund and United Association Local Union Officers & Employees Pension Fund using the CM/ECF system, which will automatically send email notification of such filing to all attorneys of record.

/s/ David Folsom

David Folsom